

**Commonwealth of Massachusetts
Office of Medicaid**

NOTICE OF PUBLIC HEARING

Pursuant to the authority of M.G.L. c. 6A, section 16 and in accordance with M.G.L. c. 30A, a remote public hearing will be held on Friday, February 11, 2022, at 10 a.m. relative to the adoption of:

130 CMR 630.000: Home- and Community-Based Services (HCBS) Waiver Services

MassHealth HCBS Waiver program services are provided under a waiver of the state's Medicaid state plan. MassHealth is required by federal law to establish rules and regulations for administering the state's Medicaid state plan and its waivers.

Providers delivering services through the MassHealth Acquired Brain Injury (ABI) and Moving Forward Plan (MFP) Waiver programs will be affected by the regulation. The regulation sets out provider requirements and conditions of payment for HCBS Waiver services provided to MassHealth members under the MassHealth HCBS Waiver program. These requirements and conditions of payment ensure quality of care and proper use of HCBS Waiver services provided to MassHealth members.

The proposed amendments update and clarify certain requirements of the MassHealth HCBS Waiver programs and incorporate Electronic Visit Verification (EVV) requirements. Specific proposals include updating the name of the Money Follows the Person HCBS Waiver to the Moving Forward Plan HCBS Waiver and updating the list of covered services and the related provider eligibility requirements to include Community-Based Day Supports (CBDS), Community Behavioral Health Support and Navigation, and Orientation and Mobility. Other proposed amendments clarify requirements for tuberculosis screening and for the use of EVV as a condition of payment for certain HCBS Waiver services. The list of noncovered services includes those HCBS Waiver services provided without the use of EVV as required by MassHealth.

The proposed regulation is planned to go into effect no sooner than June 1, 2022. There is no fiscal impact on cities and towns.

To register to testify at the hearing and to get instructions on how to join the hearing online, go to www.mass.gov/service-details/masshealth-public-hearings. To join the hearing by phone, call (646) 558-8656 and enter meeting ID 935 397 8200# when prompted.

You may also submit written testimony instead of, or in addition to, live testimony. To submit written testimony, please email your testimony to masshealthpublicnotice@mass.gov as an attached Word or PDF document or as text within the body of the email with the name of the regulation in the subject line. All written

testimony must include the sender's full name, mailing address, and organization or affiliation, if any. Individuals who are unable to submit testimony by email should mail written testimony to EOHHS, c/o D. Briggs, 100 Hancock Street, 6th Floor, Quincy, MA 02171. Written testimony will be accepted through 5:00 p.m. on February 11, 2022. MassHealth specifically invites comments as to how the amendments may affect beneficiary access to care.

To review the current draft of the proposed actions, go to www.mass.gov/service-details/masshealth-public-hearings or request a copy in writing from MassHealth Publications, 100 Hancock Street, 6th Floor, Quincy, MA 02171.

Special accommodation requests may be directed to the Disability Accommodations Ombudsman by email at ADAAccommodations@mass.gov or by phone at (617) 847-3468 (TTY: (617) 847-3788 for people who are deaf, hard of hearing, or speech disabled). Please allow two weeks to schedule sign language interpreters.

MassHealth may adopt a revised version of the proposed actions taking into account relevant comments and any other practical alternatives that come to its attention.

In case of inclement weather or other emergency, hearing cancellation announcements will be posted on the MassHealth website at www.mass.gov/service-details/masshealth-public-hearings.

[January 21, 2022]